

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2008-176131-004 DT

06/09/2009

HONORABLE MARIA DEL MAR VERDIN

CLERK OF THE COURT

Y. Smith

Deputy

STATE OF ARIZONA

JENNIFER GAIL BROCKEL

v.

MARIO ALBERTO ALVAREZ (004)

DOB: 3/16/72

JASON C ADAMS

APO-SENTENCE IMPRISON-CCC

APPEALS-CCC

AZ DOC

AZ DOC - COMMUNITY SERVICE

DISPOSITION CLERK-CSC

RFR

VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

9:30 a.m. This is the time set for sentencing.

State's Attorney: Suzanne Reed for Jennifer Brockel

Defendant's Attorney: Jason Adams

Defendant: Present

Court Reporter: Hilda Lopez

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1: Possession of Marijuana for Sale
Class 2 felony
A.R.S. § 13-3401, 3405, 3418, 701, 702, 702.01, 801, 301, 302, 303, and 304
Date of Offense: 12/5/08
Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 5 years from 6/9/09
Presentence Incarceration Credit: 184 days
Presumptive
Sentence is concurrent with CR2006-011319-001 DT.

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

FINE: Count 1 - Total amount of \$9,200.00, which includes surcharges of 84%.

Fine is to be paid to the Arizona Drug Enforcement Fund.

The Arizona Department of Corrections/Community Service shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforeponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Count 1 - Waived pursuant to A.R.S. § 13-603(K) and 41-1604.07(D), due to the term of probation in CR2006-103535-001 DT.

IT IS FURTHER ORDERED that Defendant must submit to Deoxyribonucleic Acid (DNA) testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 31-281.

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

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The Court is informed that the convicted person is an alien or suspected alien and that a staff member with the Adult Probation Department has conducted the requisite electronic inquiry as to the person's citizenship status and has informed the Court of those findings.

9:40 a.m. Matter concludes.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE MARIA DEL MAR VERDIN
JUDGE OF THE SUPERIOR COURT

(thumbprint)